



General Assembly

February Session, 2010

Amendment

LCO No. 4413

SB0047104413SD0

Offered by:
SEN. MCDONALD, 27th Dist.

To: Senate Bill No. 471

File No. 481

Cal. No. 330

"AN ACT CONCERNING THE DEPARTMENT OF INFORMATION TECHNOLOGY."

1 After the last section, add the following and renumber sections and
2 internal references accordingly:

3 "Sec. 501. Section 54-105a of the general statutes is repealed and the
4 following is substituted in lieu thereof (*Effective July 1, 2010*):

5 For the fiscal year ending June 30, 2008, and each fiscal year
6 thereafter, any revenue derived by the Department of Information
7 Technology from the contract for the provision of pay telephone
8 service to inmates of correctional facilities that is remaining after any
9 required transfer to the Department of Correction pursuant to section
10 18-81x, or that is remaining after [any of such revenue is made
11 available to the Department of Information Technology to administer]
12 a transfer to the Criminal Justice Information System Governing Board
13 for the administration of the criminal justice information system,
14 which transfer shall be not less than one million three hundred
15 thousand dollars, shall be transferred to the Judicial Department for

16 staffing and services necessary for the state-wide expansion of the
17 probation transition program and the technical violation units.

18 Sec. 502. Section 54-142q of the 2010 supplement to the general
19 statutes is repealed and the following is substituted in lieu thereof
20 (*Effective July 1, 2010*):

21 (a) As used in this section, (1) "governing board" means the
22 Criminal Justice Information System Governing Board established in
23 this section, (2) "offender-based tracking system" means an information
24 system that enables, as determined by the governing board and subject
25 to this chapter, criminal justice agencies, as defined in subsection (b) of
26 section 54-142g, the Division of Public Defender Services and the
27 Office of the Federal Public Defender to share criminal history record
28 information, as defined in subsection (a) of section 54-142g, and to
29 access electronically maintained offender and case data involving
30 felonies, misdemeanors, violations, motor vehicle violations, motor
31 vehicle offenses for which a sentence to a term of imprisonment may
32 be imposed, and infractions, and (3) "criminal justice information
33 systems" means the offender-based tracking system and information
34 systems among criminal justice agencies.

35 (b) There shall be a Criminal Justice Information System Governing
36 Board which shall be within the Office of Policy and Management for
37 administrative purposes only and shall oversee criminal justice
38 information systems.

39 (c) The governing board shall be composed of the Chief Court
40 Administrator, the Commissioner of Public Safety, the Commissioner
41 of Emergency Management and Homeland Security, the Secretary of
42 the Office of Policy and Management, the Commissioner of Correction,
43 the chairperson of the Board of Pardons and Paroles, the Chief State's
44 Attorney, the Chief Public Defender, the Chief Information Officer of
45 the Department of Information Technology, the Victim Advocate, the
46 Commissioner of Motor Vehicles, the chairpersons and ranking
47 members of the joint standing committee of the General Assembly on

48 judiciary and the president of the Connecticut Police Chiefs
49 Association. The Chief Court Administrator and a person appointed
50 by the Governor from among the membership shall serve as
51 cochairpersons. Each member of the governing board may appoint a
52 designee who shall have the same powers as such member.

53 (d) The governing board shall meet at least once during each
54 calendar quarter and at such other times as the chairperson deems
55 necessary. A majority of the members shall constitute a quorum for the
56 transaction of business.

57 (e) The governing board shall hire an executive director of the board
58 who shall not be a member of the board and who shall serve at the
59 pleasure of the board. The executive director shall be qualified by
60 education, training or experience to oversee the design and
61 implementation of a comprehensive, state-wide information
62 technology system for the sharing of criminal justice information as
63 provided in section 54-142s. The Office of Policy and Management
64 shall provide office space and such staff, supplies and services as
65 [necessary for] the executive director deems necessary to properly
66 carry out his or her duties under this subsection. Any staff so provided
67 shall report directly to, and be subject to the supervision of, the
68 executive director.

69 (f) The governing board shall develop plans, maintain policies and
70 provide direction for the efficient operation and integration of criminal
71 justice information systems, whether such systems service a single
72 agency or multiple agencies. The governing board shall establish
73 standards and procedures for use by agencies to assure the
74 interoperability of such systems, authorized access to such systems
75 and the security of such systems. The governing board may establish
76 standards specific to the community of users of such criminal justice
77 information systems.

78 (g) The governing board shall collaborate with the Department of
79 Information Technology to develop and implement a service level

80 agreement that would allow the board to measure the level of services
81 requested and required, compare the cost of those services as
82 estimated by the department with the cost of those services if they
83 were outsourced and determine where to procure such services. Such
84 service level agreement shall include, but not be limited to, service
85 availability, disaster recovery and quarterly resource planned activities
86 that are reconciled on a weekly basis.

87 [(g)] (h) In addition to the requirements of [subsection (f)]
88 subsections (f) and (g) of this section, the duties and responsibilities of
89 the governing board shall be to: (1) Oversee the operations and
90 administration of criminal justice information systems; (2) establish
91 such permanent and ad hoc committees as it deems necessary, with
92 appointments to such committees not restricted to criminal justice
93 agencies; (3) recommend any legislation necessary for implementation,
94 operation and maintenance of criminal justice information systems; (4)
95 establish and implement policies and procedures to meet the system-
96 wide objectives, including the provision of appropriate controls for
97 data access and security; and (5) perform all necessary functions to
98 facilitate the coordination and integration of criminal justice
99 information systems.

100 [(h)] (i) A member of the governing board, a member of a
101 permanent or an ad hoc committee established by the governing
102 board, and any person operating and administering the offender-based
103 tracking system shall be deemed to be "state officers and employees"
104 for the purposes of chapter 53 and section 5-141d.

105 [(i)] (j) Information that may be accessed by the Division of Public
106 Defender Services or the Office of the Federal Public Defender
107 pursuant to subsection (a) of this section shall be limited to: (1)
108 Conviction information, as defined in subsection (c) of section 54-142g,
109 (2) information that is otherwise available to the public, and (3)
110 information, including nonconviction information, concerning a client
111 whom the division has been appointed by the court to represent and is
112 representing at the time of the request for access to such information."